

**CITY COUNCIL OF THE CITY OF SAN DIEGO
SUPPLEMENTAL DOCKET NUMBER 1
FOR THE REGULAR MEETING OF
MONDAY, SEPTEMBER 27, 2004 AT 2:00 P.M.
CITY ADMINISTRATION BUILDING
COUNCIL CHAMBERS – 12TH FLOOR
202 “C” STREET
SAN DIEGO, CA 92101**

SPECIAL ORDERS OF BUSINESS

ITEM-S400: Anne Cleveland Day.

COUNCILMEMBER PETERS’ RECOMMENDATION:

Adopt the following resolution:

(R-2005-332)

Proclaiming the day of September 27, 2004, to be “Anne Cleveland Day” in the City of San Diego.

SPECIAL ORDERS OF BUSINESS (Continued)

ITEM-S401: Monique Henderson Day.

**DEPUTY MAYOR ATKINS' RECOMMENDATION ON BEHALF OF COUNCIL
DISTRICT FOUR:**

Adopt the following resolution:

(R-2005-327)

Commending the Olympic gold medal-winning performance of Monique Henderson in the women's 4x400 meter relay, and congratulating her on her continuing stellar career in women's track which has brought honor and glory to her, her family, her native San Diego, and her country;

Proclaiming September 27, 2004, to be "Monique Henderson Day" in the City of San Diego.

ADOPTION AGENDA, CONSENT ITEMS

RESOLUTION:

* ITEM-S402: Appointments to the Community Forest Advisory Board.

(See memorandum from Mayor Murphy dated 9/17/2004, with resumes attached.)

MAYOR MURPHY'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-321)

Council confirmation of the following appointments by the Mayor to serve as members of the Community Forest Advisory Board, for terms ending as indicated, and representing categories as indicated:

<u>Name</u>	<u>Term Ending</u>	<u>Category</u>
Jon Becker (replacing Jim Neri, whose term expired.)	December 31, 2006	District 1
Craig B. Jones (replacing Victoria Touchstone, who resigned, to complete her term.)	December 31, 2005	District 5
William R. Tall (replacing Jesse Durfee's term, who resigned, to complete his term.)	December 31, 2005	Horticulturist/Nursery

ADOPTION AGENDA, DISCUSSION, OTHER LEGISLATIVE ITEMS

RESOLUTION:

ITEM-S403: Amendment to the Retention Agreement with Vinson & Elkins to Provide Representation Before the Securities and Exchange Commission and to Prepare an Internal Report on Disclosure Practices.

CITY ATTORNEY'S RECOMMENDATION:

Adopt the following resolution:

(R-2005-204)

Authorizing and directing the City Attorney to execute an amendment to the retention agreement with Vinson & Elkins ("V&E") for an additional amount not to exceed \$700,000, for a total contract amount not to exceed \$2.0 million.

SUPPORTING INFORMATION:

The City previously retained the law firm of Vinson & Elkins to prepare an internal report on the City's securities disclosure practices from 1996 through the present. The City Manager authorized the retention in an amount not to exceed \$150,000, and subsequently the City Council authorized an additional \$350,000 as a result of the initiation of an investigation into certain City financial matters by the Federal Securities & Exchange Commission (SEC). Subsequently, the City Council authorized the addition sum of \$800,000, for a total contract amount not to exceed \$1.3 million. The current authorization is insufficient to complete the internal report and continue the City's representation before the SEC due to the complexity of the issues, the significant document production required to the SEC, and the scope of the report under preparation. An additional authorization is now being requested in an amount not to exceed \$700,000, for a total contract amount not to exceed \$2.0 million. It is anticipated that the additional authorization will be sufficient to complete and present the report, and continue representation before the SEC for the immediate future. Additional funding may be required if additional issues arise or the scope of services expands.

Ewell/Girard

Aud. Cert. 2500255.